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COUNSEL/PARTIES OF RECORD	
JUN 26 2018	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY: _____	DEPUTY _____

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

CHRISTOPHER BRIAN THOMPSON,
Plaintiff,
vs.

ELKO COUNTY SHERIFF JIM PITTS,
ELKO COUNTY SHERIFF'S OFFICE
LIEUTENANT MIKE SILVA, ELKO
COUNTY SHERIFF'S OFFICE MEDICAL
PRACTITIONER TROY EDEN,
DEPUTY COREY TAYLOR, and
SERGEANT BRENDL,

Defendants.

ORDER
CASE NO: 3:16-cv-00624-MMD-VPC

**MOTION TO EXTEND
DISPOSITIVE MOTION
DEADLINE BEYOND UPCOMING
HEARING ON PLAINTIFF'S
SECOND MOTION FOR LEAVE
TO AMEND (#31)**
(Belated Request Pursuant to LR II 26-4)

COMES NOW, ELKO COUNTY SHERIFF JIM PITTS, ELKO COUNTY
SHERIFF'S OFFICE LIEUTENANT MIKE SILVA, ELKO COUNTY SHERIFF'S
OFFICE MEDICAL PRACTITIONER TROY EDEN, DEPUTY COREY TAYLOR, and
SERGEANT BRENDL, as well as BRENDA CORTEZ and RICHIE LESPAGE, by and
through their Attorneys of Record, ERICKSON, THORPE & SWAINSTON, LTD.,
and BRENT L. RYMAN, ESQ., and hereby request a reasonable extension of the upcoming

1 dispositive motion deadline (set for Thursday, July 5, 2018) due to the Court's setting of a
2 hearing on Plaintiff's Second Motion for Leave to File an Amended Complaint (#31) after
3 that time. Specifically, the hearing on Plaintiff's Motion (#31) was set by today's Minute
4 Order (#38) for July 17, 2018, at 11 a.m. before Magistrate Judge Valerie P. Cooke.

5 As an initial matter, Defendants understand and appreciate the deadline for requesting
6 an extension of the dispositive motion deadline – with such requests being due 21 days prior
7 to the deadline and therefore June 14, 2018, in this instance – has come and gone. (See,
8 Scheduling Order (#21), p. 4, ll. 7-11); *see also*, LR II 26-4. Defendants make this late
9 request because they did not intend to request an extension of the deadline; however, because
10 today's Minute Order (#38) set a hearing that may result in changes to the governing
11 pleadings after that deadline, Defendants respectfully make this request a few days late.

12 Defendants would suggest that two weeks after the hearing, and specifically
13 July 31, 2018, would be an appropriate extended deadline. Should the Court grant this
14 request, it is presumed that LR 16-3(a) would apply keeping the deadline for a Joint Pretrial
15 Order at 30 days after the deadline, or 30 days after a decision on any dispositive motions or
16 until further order of the Court.

17 Defendants make this request in good faith, and not for the purposes of undue delay.
18 While Defendants can and will be prepared to file their anticipated dispositive motion on the
19 current date of Thursday, July 5, 2018, Defendants submit it would make sense to extend the
20 deadline beyond the upcoming hearing.

21 DATED this 25th day of June, 2018.

22 ERICKSON, THORPE & SWAINSTON, LTD.

23
24 /s/ Brent Ryman

25 BRENT L. RYMAN, ESQ. (#008648)
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28 P.O. Box 3559
Reno, Nevada 89505
Telephone: (775) 786-3930
Attorneys for Defendants

27 **IT IS SO ORDERED**

28 
U.S. MAGISTRATE JUDGE

DATED: June 24, 2018

CERTIFICATE OF SERVICE

Pursuant to NRCP Rule 5, I certify that I am an employee of ERICKSON, THORPE & SWAINSTON, LTD. and that on this day I caused to be served a true and correct copy of the attached document by:

X
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G
G

U.S. Mail
Facsimile Transmission
Personal Service
Messenger Service
CMECF

addressed to the following:

CHRISTOPHER BRIAN THOMPSON #1165315
Ely State Prison
P.O. Box 1989
Ely, Nevada 89301
Plaintiff, in pro per

DATED this 25th day of June, 2018.

/s/ Brent Ryman
Brent Ryman